

<input checked="" type="checkbox"/> Notice of Filing <input type="checkbox"/> Cross Appeal <input type="checkbox"/> Interlocutory Appeal <input type="checkbox"/> Additional NOA <input type="checkbox"/> Amended NOA <input type="checkbox"/> Transmittal of Record <input type="checkbox"/> Transmittal of Certif. <input type="checkbox"/> Supplement to ROA <input type="checkbox"/> Supplemental Certif. <input type="checkbox"/> Other _____	UNITED STATES DISTRICT COURT for the <u>Eastern</u> DISTRICT OF <u>VA</u> at <u>Alexandria</u> Caption: <u>Rosetta Stone LTD</u> -v- <u>Google Inc.</u>	District Court No.: <u>1:09cv736</u> 4CCA No.: _____ Consolidated with No.: _____ Case Manager: _____
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Part I

Notice of appeal is enclosed to all parties (except to appellant in civil cases); NOA, docket entries, district court opinion and order, and magistrate judge's recommendation (if applicable) are enclosed to 4CCA.

1. NOA filed: <u>8/31/10</u> 2. Amended NOA filed: _____	4. Fees _____ USA no fee required \$5 filing fee: <input checked="" type="checkbox"/> paid <input type="checkbox"/> unpaid \$450 docket fee: <input checked="" type="checkbox"/> paid <input type="checkbox"/> unpaid Pauper status: <input type="checkbox"/> granted <input type="checkbox"/> denied <input type="checkbox"/> pending in dist.ct. Does PLRA Apply? <input type="checkbox"/> Yes <input type="checkbox"/> No 3-strikes? <input type="checkbox"/> Yes <input type="checkbox"/> No [If PLRA applies, 4CCA sends forms & acts on application]
3. District Judge: <u>Gerald Bruce Lee</u>	5. Materials Under Seal in District Court: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Party Names Under Seal in District Court: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
6. Court Reporter(s) (list all): <u>Renecia Wilson, FTR</u> Coordinator: <u>Maria Hewitt</u>	7. Criminal/Prisoner Cases <input type="checkbox"/> recalcitrant witness Defendant's Address: <input type="checkbox"/> on death row <input type="checkbox"/> in custody <input type="checkbox"/> on bond <input type="checkbox"/> on probation

Part II TRANSMITTAL OF RECORD/CERTIFICATE OF AVAILABILITY OF RECORD
☐ ORIGINAL RECORD ☐ SUPPLEMENT TO RECORD
USE FOR RECORDS IN ELECTRONIC FORM:

☐ **PRO SE:** Automatically transmit assembled electronic record to 4CCA in pro se cases.
 Does electronic record include all filings?
☐ YES ☐ NO
 If NO, list contents and transmittal method for supplement here (supplement must be transmitted): _____

☒ **COUNSELED:** Available for transmittal
 In-court hearing(s) held? ☒ YES ☐ NO
 All transcript on file? ☒ YES ☐ NO
 4CCA will request transmittal of record when needed in counseled cases.

USE FOR RECORDS IN PAPER FORM:

☐ **PRO SE:** Automatically transmit paper record to 4CCA in pro se cases.
 List contents by volume number & number of boxes (pleadings, transcript, exhibits, state court records, sealed): _____

☐ **COUNSELED:** Available for transmittal
 In-court hearing(s) held? ☐ YES ☐ NO
 All transcript on file? ☐ YES ☐ NO
 4CCA will request transmittal of record when needed in counseled cases.

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